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CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

THE AMERICAN BEVERAGE  
ASSOCIATION, CALIFORNIA RETAILERS  
ASSOCIATION, CALIFORNIA STATE  
OUTDOOR ADVERTISING  
ASSOCIATION.

Plaintiffs,

vs.

THE CITY AND COUNTY OF SAN  
FRANCISCO.

Defendant.

Case No. 3:15-cv-03415 EMC

# **DEFENDANT CITY AND COUNTY OF SAN FRANCISCO'S ~~PROPOSED~~ ORDER GRANTING MOTION FOR PRELIMINARY INJUNCTION**

1        This matter came before the Court on the motion of Plaintiffs American Beverage Association,  
2 California Retailers Association, and California State Outdoor Advertising Association for a  
3 preliminary injunction, and now returns to this Court on remand from the Ninth Circuit. Dkt. Nos.  
4 118, 119. Based on the Ninth Circuit's decision, Dkt. No. 118,

5        **IT IS HEREBY ORDERED THAT:**

6        Defendant City and County of San Francisco, and its agents, servants, employees, and  
7 attorneys are preliminarily enjoined, pending final judgment in this matter or further order of the  
8 Court, from taking any action against any of Plaintiffs or their members to enforce or cause to be  
9 enforced any provision of San Francisco Ordinance No. 100-15, entitled "Ordinance amending the  
10 Health Code to require advertisements for sugar-sweetened beverages to include a warning about the  
11 harmful health effects of consuming such beverages and authorizing the Director of Health to impose  
12 penalties for noncompliance," and any regulations implementing this Ordinance.

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14        Dated: 8/23/2019



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15        HONORABLE EDWARD M. CHEN  
16        UNITED STATES DISTRICT JUDGE